

**IN THE UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF WEST VIRGINIA**

**HUNTINGTON DIVISION**

HERMAN MAYS, JR., on his own behalf and as  
next friend and parent of C.M.;  
ELIZABETH MAYS, on her on own behalf and as  
next friend and parent of C.M.;  
BETHANY FELINTON, on her on own behalf and as  
next friend and parent of S.F., E.F., and C.F.;  
JANA TIGCHELAAR, on her on own behalf and as  
next friend and parent of C. T. and S.T.; and  
MAX NIBERT,

Plaintiffs,

v.

CIVIL ACTION NO. 3:22-0085

THE CABELL COUNTY BOARD OF EDUCATION;  
RYAN SAXE, in his official capacity as  
Superintendent of Cabell County Schools; and  
DANIEL GLEASON, in his individual capacity  
and in his official capacity as Principal of  
Huntington High School,

Defendants.

**ORDER AND NOTICE**

Pursuant to LR Civ P 16.1, it is **ORDERED** that the following dates are hereby fixed as the times by or on which certain events must occur:

- |          |   |
|----------|---|
| 05/16/22 | Motions under FR Civ P 12(b), together with supporting briefs, memoranda, affidavits, or other such matter in support thereof. (All motions unsupported by memoranda will be denied without prejudice pursuant to LR Civ P 7.1(a).) |
| 05/31/22 | Last day for Rule 26(f) meeting.  |
| 06/06/22 | Last day to file Report of Parties' Planning Meeting. <i>See</i> Worksheet for Report of Parties' Planning Meeting and form for Report of Parties' Planning Meeting, available on the Court's website. LR Civ P 16.1.               |

- 06/21/22      Scheduling/ status conference with the Court and lead counsel at **11:30 a.m.**, unless otherwise directed. Be prepared to discuss the following:
- (a)      the discovery to be completed and the amount of time necessary for its completion;
  - (b)      the further formulation and simplification of issues, including possible elimination of claims or defenses;
  - (c)      the possibility of entering into stipulations regarding issues for trial;
  - (d)      the possibility of obtaining admissions regarding facts and documents; and
  - (e)      other matters that will assist the parties in reaching a final resolution of this matter.
- 06/27/22      Entry of scheduling order.
- 07/05/22      Last day to make FR Civ P 26(a)(1) disclosures.

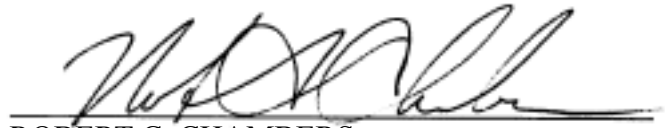
### **NOTICE**

The provision of FR Civ P 14 and 15 with respect to the time in which to file third-party claims and to amend pleadings without leave of court are not affected by this Order and Notice.

Pursuant to LR Civ P 16.1 and 73.1, the parties are informed of their opportunity to consent to the exercise by a magistrate judge of civil jurisdiction over the case, including entry of judgment, as authorized by 28 U.S.C. § 636. The parties may consent by filing a Consent to Jurisdiction by a United States Magistrate Judge (FR Civ P Form 34), or by so indicating on the Report of Parties' Planning Meeting and Worksheet for Report of Parties' Planning Meeting, all of which are available on the Court's website.

The Court **DIRECTS** the Clerk to send a copy of this Order and Notice to counsel of record and any unrepresented parties.

ENTER: April 25, 2022

A handwritten signature in black ink, appearing to read 'Robert C. Chambers', is written over a horizontal line.

ROBERT C. CHAMBERS  
UNITED STATES DISTRICT JUDGE